

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

DAVID CARSON
Petitioner

v.

VINCENT MOONEY, et al.
Respondents

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CIVIL ACTION

NO. 15-3268

O R D E R

AND NOW, this 19th day of June 2018, upon consideration of the pleadings and record herein, including, *inter alia*, the petition for writ of *habeas corpus* filed by Petitioner David Carson (“Petitioner”), [ECF 1], Petitioner’s counseled memorandum in support of the *habeas* petition, [ECF 14], the *Report and Recommendation* issued on April 25, 2017, by the Honorable Timothy R. Rice, United States Magistrate Judge, [ECF 25], Petitioner’s objections to the *Report and Recommendation*, [ECF 28], Respondents’ reply to the objections, [ECF 30], and the state court record, it is hereby **ORDERED**, consistent with the accompanying Memorandum Opinion filed on this day, that:

1. The *Report and Recommendation* is **APPROVED** and **ADOPTED**;
2. The objections to the *Report and Recommendation* are without merit and are **OVERULED**;
2. Petitioner’s petition for a writ of *habeas corpus*, [ECF 1], is **DENIED**; and
3. No probable cause exists to issue a certificate of appealability.

The Clerk of Court is directed to mark this matter **CLOSED**.

BY THE COURT:

/s/ Nitza I. Quiñones Alejandro
NITZA I. QUIÑONES ALEJANDRO
Judge, United States District Court